

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address)		TELEPHONE NUMBER	FOR COURT USE ONLY
RONALD WILCOX ATTORNEY AT LAW 2160 THE ALAMEDA SUITE F SAN JOSE CA 95126 ATTORNEY FOR PLAINTIFF		408-296-0400  Ref. No. or File No.	
Insert name of court and name of judicial district and branch if any.			
UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF CALIFORNIA SAN JOSE DIVISION			
SHORT TITLE OF CASE:			
HARRISON : BARNES			
INVOICE NO.	DATE:	TIME:	DEP./DIV.
065158			CASE NUMBER: C07-05529 RS

UNITED STATES DISTRICT COURT  
DECLARATION OF SERVICE

I, the undersigned, declare under penalty of perjury that I was on the date herein referred to over the age of 18 years and not a party to the within entitled action. I served the:

Summons in a Civil Case, Complaint and Demand for Jury Trial

On: DANIEL RUPP

In the above mentioned action by delivering to and leaving with the person hereinafter named, a copy thereof, at:  
390 W. CERRITOS AVENUE  
ANAHEIM CA 92805

On: 11/29/07 At: 10:25AM

Copies were left at the defendant's dwelling house or usual place of abode or business with a person of suitable age and discretion.

Name of person with whom the documents were left:

GREGORY O. BARNES

Whose relationship is: VICE PRESIDENT

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the return of service and statement of service fees is true and correct.

Person serving: MARIO ALVAREZ

Fee for service: 40.00

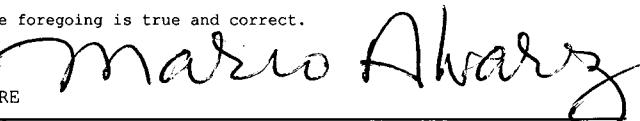
All Counties Attorney Service  
1625 E. 17th Street  
Santa Ana, CA 92705  
714-558-1403 FAX 714-558-0261

- d. Registered California process server
- (1) [ ] Employee or [ X ] Independent Contractor
- (2) Registration No. 1436
- (3) County: LOS ANGELES
- (4) Expiration: 01/07/08

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

DATE: 11/29/07

> SIGNATURE



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## DECLARATION OF REASONABLE DILIGENCE

Person to serve:  
DANIEL RUPP

Documents received:  
Summons in a Civil Case, Complaint and Demand for Jury Trial

I Declare the following attempts were made to effect service by personal delivery

at the RESIDENCE address:  
UNKNOWN

at the BUSINESS address:  
390 W. CERRITOS AVENUE  
ANAHEIM CA 92805

11/27/07 04:55PM No answer at door, Business apparently closed  
11/28/07 12:35PM Not in at business per person in charge.  
11/29/07 10:25AM Not in, subserved on someone in charge.

Servers Name: MARIO ALVAREZ

All Counties Attorney Service  
1625 E. 17th Street  
Santa Ana, CA 92705  
714-558-1403 FAX 714-558-0261

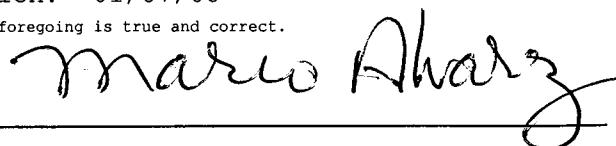
- d. Registered California process server
- (1) [ ] Employee or [ X ] Independent Contractor
- (2) Registration No. 1436
- (3) County: LOS ANGELES
- (4) Expiration: 01/07/08

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

DATE: 11/29/07

CONFORMS WITH JUDICIAL COUNCIL FORM # POS-010

> SIGNATURE



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## PROOF OF SERVICE BY MAIL

I am a citizen of the United States and employed in the county of Orange State of California. I am and was on the dates herein mentioned, over the age of eighteen years and not a party to the action. on 11/29/07 after substituted service under section 415.20(a) or 415.20(b) C.C.P., was made, I served the within:

Summons in a Civil Case, Complaint and Demand for Jury Trial

On the defendant, in said action by placing a true copy thereof enclosed in a sealed envelope with postage thereon pre-paid for first class in the United States mail at: SANTA ANA , California, addressed as follows:

DANIEL RUPP

390 W. CERRITOS AVENUE  
ANAHEIM CA 92805

Declarant:

All Counties Attorney Service  
1625 E. 17th Street  
Santa Ana, CA 92705  
714-558-1403 FAX 714-558-0261

- d. Registered California process server
- (1) [ ] Employee or [ ] Independent Contractor
- (2) Registration No.
- (3) County: Orange
- (4) Expiration:

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

DATE: 11/29/07

>  
SIGNATURE

